IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

 Applicants:
 Fenical et al.
 Art Unit:
 1651

 Patent No.:
 7,144,723 B2
 Examiner:
 I. Marx

 Issued:
 December 5, 2006
 Conf. No.:
 7755

Application No.: 09/991,518

Filed: November 16, 2001

Title: MARINE ACTINOMYCETE TAXON FOR DRUG AND FERMENTATION

PRODUCT DISCOVERY

CERTIFICATES OF CORRECTION BRANCH

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

REQUEST FOR CERTIFICATE OF CORRECTION UNDER 37 CFR §1.322

Sir:

Applicants hereby request that a Certificate of Correction be issued for the above-identified patent in accordance with 37 C.F.R. §1.322.

Attached hereto are Fifteen (15) Sheets of PTO Form SB/44, identifying the errors by reference to sequence listing beneath columns 13 and 14 of the issued patent.

All errors sought to be corrected were made by the United States Patent and Trademark Office in transcribing the information in the pending application to the issued patent. Accordingly,

Applicants submit that the Request for Certificate of Correction does not raise issues of new matter.

In re Patent of:

Fenical et al.

Attorney Docket No.: UCSD1630-1

Patent No.: 7,144,723 B2
Issued: December 5, 2006
Application No.: 09/991,518

Filed: November 16, 2001

Page 2

In view of the above statements and the attachments, it is respectfully requested that a Certificate of Correction for U.S. Patent No. 7,144,723 B2 be issued.

If a telephone conference with Applicants' representative may be of assistance, Applicants' representative can be reached at the phone numbers and address below.

No fee is deemed necessary in connection with the filing of this Request for Certificate of Correction under 37 C.F.R. §1.322. However, if any fee is required, the Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 07-1896.

Respectfully submitted,

Date: December 6, 2007

Lisa A. Haile, J.D., Ph.D. Registration No. 38,347

Telephone: (858) 677-1456 Facsimile: (858) 677-1465

USPTO Customer Number 28213 DLA PIPER US LLP 4365 Executive Drive, Suite 1100 San Diego, CA 92121-2133 U.S. Patent and Trademark Office, U.S. DPARTICE, U.S. Patent and Trademark Office, U.S. DPARTICE, U.S. DPARTICE

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7.144,723 B2 Page 1 of 15

APPLICATION NO.: 09/991,518
ISSUE DATE: December 5, 2006

INVENTOR(S): Fenical et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Following columns 13 and 14, delete the entire Sequence Listing and replace with the Sequence Listing as follows:

SEQUENCE LISTING

<160> NUMBER OF SEO ID NOS: 9

<210> SEQ ID NO 1

<211> LENGTH: 20

<212> TYPE: DNA

<213> ORGANISM: Artificial sequence

<223> Amplification primer

<400> SEOUENCE: 1

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<210> SEQ ID NO 2

<211> LENGTH: 22 <212> TYPE: DNA

<213> ORGANISM: Artificial sequence

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<400> SEQUENCE: 2

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22

Lisa A. Haile, J.D., Ph.D., Reg. No. 38,347 DLA Piper US LLP 4365 Executive Drive, Suite 1100 San Diego, California 92121-2133 (858) 677-1456

This collection of information is required by 3T CFR 1.322, and 1.324. The information is required to obtain or return a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 3S USS.C. 122 and 3T CFR 1.14. This collection. Confidentiality is governed by 3S USS.C. 122 and 3T CFR 1.14. This collection is estimated to take 10 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to compete this form and or suggestions for reducing this branch should be sent to the Chief Information Officer, U.S. Paters and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, V.A. 2231-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO. 44testion Certificate of Corrections Branch, Commissioner for Fateure, P.O. Box 1450, Alexandria, V.A. 2231-1450.

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7.144.723 B2 Page 2 of 15

APPLICATION NO.: 09/991,518
ISSUE DATE: December 5, 2006
INVENTOR(S): Fenical et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

<210> SEQ ID NO 3 <211> LENGTH: 1479 <212> TYPE: DNA

<213> ORGANISM: Salinospora sp. CNH643 16S ribosomal RNA gene, partial sequence

<400> SEOUENCE: 3

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gtcgatacgg gcaggctaga gttcggtagg ggagactgga attcctggtg tagcggtgaa 660
atgcgcagat atcaggagga acaccggtgg cgaaggcggg tctctgggcc gatactgacg 720

agetegtagg eggettgteg egtegaetgt gaaaaccegt ggeteaactg egggettgca

Lisa A. Haile, J.D., Ph.D., Reg. No. 38,347 DLA Piper US LLP 4365 Executive Drive, Suite 1100 San Diego, California 92121-2133 (858) 677-1456

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7.144.723 B2 Page 4 of 15

APPLICATION NO.: 09/991,518
ISSUE DATE: December 5, 2006
INVENTOR(S): Fenical et al.

It is certified that an error appears or errors appear in the above-identified patent and that

said Letters Patent is hereby corrected as shown below: <210> SEO ID NO 4 <211> LENGTH: 1479 <212> TYPE: DNA <213> ORGANISM: Salinospora sp. CNH646 16S ribosomal RNA gene, partial sequence <400> SEQUENCE: 4 60 agagtttgat cetggetcag gacgaacget ggcggcgtgc ttaacacatg caagtcgage 120 qqaaaqqccc ttcqqqqtac tcqaqcqqcq aacqqqtqaq taacacqtqa qtaacctqcc 180 ccaggetttg qqataacccc qqqaaaccqq qqctaatacc qqatatqacc atctqtcqca tqqtqqtqq tqqaaaqatt ttttqqcttq ggatgggctc gcggcctatc agcttgttgg 240 tggggtgatg gcctaccaag gcggcgacgg gtagccggcc tgagagggcg accggccaca 300 360 ctgggactga gacacggccc agactcctac gggaggcagc agtggggaat cttgcacaat 420 gggcggaagc ctgatgcagc gacgccgcgt gagggatgac ggccttcggg ttgtaaacct 480 ctttcagcag ggacgaagcg tttgtgacgg tacctgcaga agaagcgccg gccaactacg tgccagcagc cgcggtaaga cgtagggcgc aagcgttgtc cggatttatt gggcgtaaag 540 ageteqtagg eggettgteg egtegaetgt gaaaaceegt ggeteaactg egggettgea 600 gtcgatacgg gcaggctaga gttcggtagg ggagactgga attcctggtg tagcggtgaa 660 atgcgcavat atcaggagga acaccggtgg cgaaggcggg tetetgggcc gatactgacg 720

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PTO/SB/44 (09-07) Approved for use through 08/31/2010. OMB 0651-0033

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7,144,723 B2 Page 5 of 15

APPLICATION NO.: 09/991,518
ISSUE DATE: December 5, 2006
INVENTOR(S): Fenical et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

ctgaggagcg aaagcgtggg gagcgaacag gattagatac cctggtagtc cacgctgtaa	780
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gggctggcga ttgggacgaa gtcgtaacaa ggtagccgt	1479

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7.144.723 B2 Page 6 of 15

APPLICATION NO.: 09/991,518
ISSUE DATE: December 5, 2006
INVENTOR(S): Fenical et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

<210> SEO ID NO 5 <211> LENGTH: 1479 <212> TYPE: DNA <213> ORGANISM: Salinospora sp. CNH898 16S ribosomal RNA gene, partial sequence <400> SEQUENCE: 5 60 agagtttgat cctqqctcaq qacqaacqct qqcqqcqtqc ttaacacatg caagtcqaqc ggaaaggccc ttcggggtac tcgagcggcg aacgggtgag taacacgtga gtaacctgcc 180 ccaqqctttq qqataacccc qqqaaaccqq qqctaatacc qqatatqact qqctqccqca tggtggttgg tggaaagatt ttttggcttg ggatgggctc gcggcctatc agcttgttgg 240 300 tggggtgatg gcctaccaag gcggcgacgg gtagccggcc tgagagggcg accggccaca ctgggactga gacacggccc agactcctac gggaggcagc agtggggaat cttgcacaat 360 gggcggaagc ctgatgcagc gacgccgcgt gagggatgac ggccttcggg ttgtaaacct 420 ctttcagcag ggacgaagcg tttgtgacgg tacctgcaga agaagcgccg gccaactacg 480 tgccagcagc cgcggtaaga cgtagggcgc aagcgttgtc cggatttatt gggcgtaaag 540 ageteqtagg eggettgteg egtegaetgt gaaaaccegt ggeteaactg eggettgea 600 gtcgatacgg gcaggctaga gttcggtagg ggagactgga attcctggtg tagcggtgaa 660 atgcqcaqat atcaqqaqqa acaccqqtqq cqaaqqcqqq tctctqqqcc qatactqacq 720

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7.144,723 B2 Page 7 of 15

APPLICATION NO.: 09/991,518
ISSUE DATE: December 5, 2006
INVENTOR(S): Fenical et al.

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gegeeeegee	tggggagtac	ggccgcaagg	ctaaaactca	aaggaattga	cgggggcccg	900
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360

420 480

540

600

660

720

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7.144.723 B2 PATENT NO.: Page 8 of 15

APPLICATION NO.: 09/991.518 ISSUE DATE: December 5, 2006 INVENTOR(S): Fenical et al.

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<210> SEQ ID NO 6 <211> LENGTH: 1480 <212> TYPE: DNA

<213> ORGANISM: Salinospora sp. CNH440 16S ribosomal RNA gene, partial sequence

<400> SEOUENCE: 6

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atgcgcagat atcaggagga acaccggtgg cgaaggcggg tctctgggcc gatactgacg

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7,144,723 B2 Page 10 of 15

09/991,518 APPLICATION NO : ISSUE DATE: December 5, 2006 Fenical et al. INVENTOR(S):

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

<210> SEQ ID NO 7 <211> LENGTH: 1479 <212> TYPE: DNA

<213> ORGANISM: Salinospora sp. CNH536 16S ribosomal RNA gene, partial sequence

<400> SEQUENCE: 7

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atgcgcagat atcaggagga acaccggtgg cgaaggcggg tctctgggcc gatactgacg

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7.144,723 B2 Page 11 of 15

APPLICATION NO.: 09/991,518
ISSUE DATE: December 5, 2006
INVENTOR(S): Fenical et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

ctgaggagcg	aaagcgtggg	gagegaacag	gattagatac	cctggtagtc	cacgctgtaa	780
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gggctggcga	ttgggacgaa	gtcgtaacaa	ggtagccgt			1479

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7,144,723 B2 Page 12 of 15

APPLICATION NO.: 09/991,518
ISSUE DATE: December 5, 2006

INVENTOR(S): Fenical et al.

<210> SEO ID NO 8

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

tggtgggtgg tggaaagatt ttttggcttg ggatgggct geggetate agettgttgg 240
tggggtgatg gectaceaag geggegaegg gtageegge tgagaggge aceggeeaca 300
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ageteqtaqq eggettqteq eqteqactgt gaaaaccegt ggeteaactg egggettgca

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7,144,723 B2 Page 13 of 15

APPLICATION NO.: 09/991,518
ISSUE DATE: December 5, 2006
INVENTOR(S): Fenical et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7.144,723 B2 Page 14 of 15

APPLICATION NO.: 09/991,518

ISSUE DATE: December 5, 2006

INVENTOR(S): Fenical et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

said Letters Patent is hereby corrected as shown below: <210> SEQ ID NO 9 <211> LENGTH: 1479 <212> TYPE: DNA <213> ORGANISM: Salinospora sp. CNH964 16S ribosomal RNA gene, partial sequence <400> SEOUENCE: 9 agagtttgat cctqqctcag qacqaacqct qqcqqcqtqc ttaacacatg caagtcqaqc 60 qqaaaqqccc ttcqqqqtac tcqaqcqqcq aacqqqtqaq taacacqtqa qtaacctqcc 120 ccaqqctttq qqataacccc qqqaaaccqq qqctaatacc qqatatqacc atctqtcqca 180 tggtgggtgg tggaaagatt ttttggcttg ggatgggctc gcggcctatc agcttgttgg 240 tggggtgatg gcctaccaag gcggcgacgg gtagccggcc tgagagggcg accggccaca 300 ctgggactga gacacggccc agactcctac gggaggcagc agtggggaat cttgcacaat 360 gggcggaagc ctgatgcagc gacgccgcgt gagggatgac ggccttcggg ttgtaaacct 420 ctttcagcag ggacgaagcg tttgtgacgg tacctgcaga agaagcgccg gccaactacg 480 tgccagcagc cgcggtaaga cgtagggcgc aagcgttqtc cqqatttatt gqqcqtaaaq 540 agctcgtagg cggcttgtcg cgtcgactgt gaaaacctgt qqctcaactq cqqqcttqca 600 gtcgatacgg gcaggctaga gttcggtagg ggagactgga attcctggtg taqcqqtqaa 660 atgegeagat atcaggagga acaceggtgg egaaggeggg tetetgggee gatactgacg 720

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO.: 7,144,723 B2 Page 15 of 15

APPLICATION NO.: 09/991,518
ISSUE DATE: December 5, 2006
INVENTOR(S): Fenical et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

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